

REMARKS

1. Status of the Application

Claims 7-24 are pending in the present application.

Claims 8, 9, 11, 12, 14, 17, 18, 20, and 23 have been amended to more clearly define subject matter which was invented by Applicant. Unless otherwise noted, these claims have been amended without acquiescing to Examiner's arguments, and solely for the purpose of expediting the patent application process in a manner consistent with the PTO's Patent Business Goals (PBG)¹, and without waiving the right to prosecute the unamended (or similar) claims in another application. The amendments are not intended to narrow the scope of the Claim within the meaning of *Festo*².

Claims 9, 12, and 18 stand rejected under 35 U.S.C. §112, second paragraph as allegedly being indefinite. Applicants thank the Examiner for his withdrawal of the §103 rejections.

2. The Amended Claims are Definite

Claims 9, 12, and 18 have been amended to depend on Claims 8, 11, and 17. Accordingly the amendments are technical in nature and have been made solely to advance the business interests of the Applicants. Applicants believe the Claims are now in condition for allowance.

Conclusion

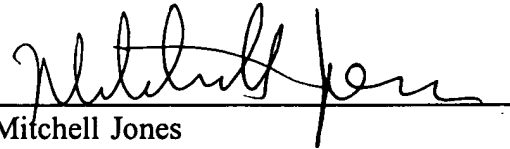
All grounds of rejection and objection of the Office Action of October 5, 2001 having been addressed, reconsideration of the application is respectfully requested. It is respectfully submitted that the invention as claimed fully meets all requirements and that the claims are worthy of allowance. Should the Examiner believe that a telephone interview would aid in

¹ 65 Fed. Reg. 54603 (September 8, 2000).

² *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, No. 95-1066, 2000 WL 1753646 (Fed. Cir. 2000).

the prosecution of this application, Applicant encourages the Examiner to call the undersigned collect at (608) 218-6900.

Dated: December 18, 2001

A handwritten signature in cursive script, appearing to read "J. Mitchell Jones", written over a horizontal line.

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APPENDIX I**MARKED-UP VERSION OF REWRITTEN, ADDED,
AND/OR CANCELLED CLAIMS**

The following is a version of the claims pursuant to 37 C.F.R. §1.121 (c)(1)(ii) with markings showing changes made herein to the previous version of record of the claims.

IN THE CLAIMS:

8. (Amended once) The composition of Claim 7, wherein said conjugated linoleic acid composition is an ester.
9. (Amended once) The composition of Claim [7]8, wherein said ester is selected from the group consisting of methyl esters, ethyl esters, triglycerides.
11. (Amended once) The composition of Claim 10, wherein said conjugated linoleic acid composition is an ester.
12. (Amended once) The composition of Claim [10]11, wherein said ester is selected from the group consisting of methyl esters, ethyl esters, triglycerides.
14. (Amended once) The food product of Claim 13, wherein said conjugated linoleic acid composition is an ester.
17. (Amended once) The food supplement of Claim 16, wherein said conjugated linoleic acid composition is an ester.
18. (Amended once) The food supplement of Claim [16]17, wherein said ester is selected from the group consisting of methyl esters, ethyl esters, triglycerides.

20. (Amended once) The composition of Claim 19, wherein said conjugated linoleic acid composition is an ester.

23. (Amended once) The food product of Claim 22, wherein said conjugated linoleic acid composition is an ester.